

PROPOSED RESOLUTION

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Safety and Enforcement Division
Rail Transit Safety Branch

Resolution ST-216
September 13, 2018

REDACTED

RESOLUTION

**RESOLUTION ST-216 GRANTING APPROVAL OF THE FINAL REPORT
ON THE 2017 TRIENNIAL ON-SITE SECURITY REVIEW OF BAY AREA
RAPID TRANSIT DISTRICT**

SUMMARY

This resolution approves the California Public Utilities Commission Safety and Enforcement Division final report titled, "2017 Triennial On-Site Security Review of Bay Area Rapid Transit District," dated November 12, 2017. The report compiles the results of Commission Staff review of the Bay Area Rapid Transit District's security program. Only background information and review procedures are included in the redacted report; findings and recommendations are not.

BACKGROUND

Commission General Order No. 164-D, "Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems" requires Commission Staff (Staff) to conduct on-site security review of the transit agencies operating rail fixed guideway systems triennially.

From 1996 to 2008, the Commission's Rail Transit Safety staff partnered with the Transportation Security Administration (TSA) in performing rail transit security reviews. However, in the latter half of 2008, Commission

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Staff took over the responsibility of security reviews from the TSA. Staff conducted an on-site security review of the Bay Area Rapid Transit District (BART) security program in October 2017. BART provides rail transit services 365 days of the year throughout the counties of San Francisco, Alameda, San Mateo, and Contra Costa.

A full description of the security review, including the scope, results, and recommendations, is contained in the final security review report identified in this resolution as Attachment A.

The security review results show that BART is in compliance with its System Security Plan. Staff did not find any areas of non-compliance during the review. Activities of each checklist can be found in Section D of the security report.

DISCUSSION

The final report, "2017 Triennial On-Site Security Review of Bay Area Rapid Transit District," dated November 12, 2017, included as Attachment A, identifies Staff's activities for each of the five Federal Transit Administration security elements evaluated during the security review.

Staff recommends the Commission approve the final security review report titled, "2017 Triennial On-Site Security Review of Bay Area Rapid Transit District," dated November 12, 2017.

NOTICE

On July 3, 2018, this Resolution was published on the Commission's Daily Calendar.

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CONFIDENTIAL INFORMATION

Public Utilities Code Section 583 states:

No information furnished to the commission by a public utility, or any business which is a subsidiary or affiliate of a public utility, or corporation which holds a controlling interest in a public utility, except those matters specifically required to be open to public inspection by this part, shall be open to public inspection or made public except on order of the commission, or by the commission or a commissioner in the course of a hearing or proceeding. Any present or former officer or employee of the commission who divulges any such information is guilty of a misdemeanor.

The confidential appendices, marked "[CONFIDENTIAL]" in the public copy of this resolution should remain confidential at this time.

COMMENTS

The draft resolution of the Safety Enforcement Division in this matter was mailed to the Parties of Interest on July 2, 2018 in accordance with Section 311 of the Public Utilities Code and Rule 14.2(d)(1) of the Commission's Rules of Practice and Procedure. No comments were received.

THEREFORE, IT IS ORDERED THAT:

1. The Safety and Enforcement Division's request for approval of the final security review report titled, "2017 Triennial On-Site Security Review of Bay Area Rapid Transit District," dated November 12, 2017, is granted.
2. This resolution is effective today.

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I certify that this resolution was adopted by the Public Utilities Commission at its regular meeting held on September 13, 2018. The following Commissioners voting favorably thereon:

ALICE STEBBINS
Executive Director

ATTACHMENT A